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DEPARTMENT OF BUSINESS AND INDUSTRY
**LOCAL GOVERNMENT EMPLOYEE-MANAGEMENT
RELATIONS BOARD**

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June 11, 2014

**MINUTES OF THE MEETING OF THE LOCAL GOVERNMENT
EMPLOYEE-MANAGEMENT RELATIONS BOARD**

A board meeting of the Local Government Employee-Management Relations Board, properly noticed and posted pursuant to the Nevada Open Meeting Law, was held on **Tuesday, June 10, 2014**, at the hour of 1:00 p.m. at the **Grant Sawyer State Building, 555 East Washington Ave., Room \$4412, Las Vegas, Nevada**. The meeting was video conferenced to the **Legislative Building, 401 South Carson Street, Room #2134, Carson City, Nevada**.

The following Board members were present:

Philip E. Larson, Chairman
Sandra Masters, Vice - Chairman
Brent C. Eckersley, Esq., Board Member

Also present:

Bruce K. Snyder, EMRB Commissioner
Yvonne Martinez, EMRB Board Secretary
Scott Davis, Esq., Deputy Attorney General
Robert Domico, Henderson Police Officers Assoc.
Alexandre Plandecki, Intern, AG's Office
Calder Gabroy, Intern, AG's Office

The Agenda:

- Item 1** The Board meeting was called to order by Philip E. Larson, Chairman, on Tuesday, June 10, 2014.
- Item 2** Public Comment.
No public comment was offered.
- Item 3** Approval of the Minutes.
The Board approved the minutes as presented for the meeting held on May 6 & 7, 2014.

Item 4 Deliberations/Discussions/Pronouncements of Orders.

A. Stipulations.

1. Case No. A1-046082, SEIU, Local 1107 v. UMC. *Upon motion, the Board granted the Stipulation and Order to Dismiss Issue Two of the Complaint, as presented.*
2. Case No. A1-046095, Nye County Management Employees Association v. Nye County. *Upon motion, the Board granted the Stipulation and Order to Dismiss With Prejudice, as presented, with each side responsible for its own attorney's fees and costs.*
3. Case No. A1-046112, SEIU, Local 1107 v. Clark County. *Upon motion, the Board granted the Stipulation and Order of Dismissal, as presented, with each side responsible for its own attorney's fees and costs.*
4. Case No. A1-046114, Tammy Bonner and Bachera Washington v. City of North Las Vegas. *Upon motion, the Board granted the Stipulation and Order to Extend Time to File Pre-Hearing Statement, as presented, extending the deadline from June 4, 2014 to July 7, 2014.*
5. Case No. A1-046116, David O'Leary v. Las Vegas Metropolitan Police Department. *Upon motion, the Board granted the Stipulation to Extend the Time for the Filing of Pre-Hearing Statements, as presented, extending the deadline from May 9, 2014 to June 9, 2014. Commissioner Snyder noted that the Pre-Hearing Statements have already been received.*

B. Motions and Other Pleadings.

1. Case No. A1-046102, North Las Vegas Police Supervisors Association; Leonard Cardinale; and Wilson Crespo v. City of North Las Vegas; Tony Scott; and Justin Roberts. *Upon motion, the Board granted the City of North Las Vegas' motion dismissing Tony Scott and Justin Roberts as respondents, noting that the two are members of management and that their actions are accordingly imputed to the City, who is a respondent in the case.*
2. Case No. A1-046111, Justin Simo v. City of Henderson and Henderson Police Officers Association. *Upon motion, the Board granted the City of Henderson's motion to dismiss them from the case, noting that the Complaint presents no justiciable controversy between the Complainant and the City of Henderson.*

3. Case No. A1-046111, Justin Simo v. City of Henderson and Henderson Police Officers Association. *In the same motion as for agenda item 4B2 above, the Board denied HPOA's motion to dismiss, claiming that any defects in the timeliness of service or technical defects in the pleadings did not prejudice the Respondent and thus were to be waived.*
4. Case No. A1-046112, SEIU, Local 1107 v. Clark County. *The Board took no action on this item as the case had already been dismissed pursuant to agenda item 4A3 above.*
5. Case No. A1-046118, Sherri Davis v. City of Las Vegas and Clark County School District. *Upon motion, the Board granted the Motion to Dismiss the City of Las Vegas as a respondent in the case, agreeing that the City of Las Vegas was not the employer of the Complainant.*

- C. Cases in the Queue for Possible Future Hearing.
Upon motion, the Board agreed to hear the following cases: (1) Consolidated Cases No. A1-046054, North Las Vegas Police Supervisors Association v. City of North Las Vegas and A1-046080, City of North Las Vegas v. North Las Vegas Police Supervisors Association on November 12-14, 2014 in Las Vegas; and furthermore to table until the next meeting the deliberation and decision on all other cases as listed in the agenda as being in the queue.

Item 5 Schedule of Board meetings

The Board agreed to hold a telephonic meeting on July 10th at 9:00 a.m.

August 19, 20 & 21, 2014 (Las Vegas) – Hearing scheduled Consolidated Case No. A1-045846 - A1-045864, Deborah Boland, M.D., a Local Government Employee and member of the UMC Physicians' Bargaining Unit of Nevada Service Employees Union, SEIU Local 1107, AFL-CIO, CLC, et al. vs. Nevada Service Employees Union, SEIU Local 1107, AFL-CIO and Service Employees International Union, AFL-CIO, CLC.

September 9 & 10, 2014 (Reno) – Hearing scheduled Case No. A1-046098, Washoe County Principals' Association v. Washoe County School District.

September 11, 2014 (Carson City) – Hearing scheduled Case No. A1-046105, Douglas County Support Staff Association v. Douglas County School District.

October 14, 15, & 16, 2014 (Las Vegas) – Hearing scheduled Case No. A1-046091, Jarod Barto et al v. City of Las Vegas.

November 12, 13 & 14, 2014 (Las Vegas) – Hearing scheduled Consolidated Cases No. A1-046054, North Las Vegas Police Supervisors Association v. City of North Las Vegas and A1-046080, City of North Las Vegas v. North Las Vegas Police Supervisors

Association.

December 9, 10, & 11, 2014 (Las Vegas) – No hearings yet scheduled.

Item 6 Status of Cases and update of legal matters by the Nevada State Attorney General's Office. *A status report was made by Deputy Attorney General Scott Davis on pending judicial reviews.*

Item 7 Status of Cases by Commissioner.

A. Review of open case log.

The Commissioner asked if there were questions on any outstanding case and there were none.

Item 8 Agency Personnel, Administrative & Budget Matters.

A. Status of Proposed Regulations.

Commissioner Snyder reported that the agency's proposed changed to its regulations have been placed on the Legislative Commission's June 23, 2014 agenda. The regulations would be final if approved at that meeting.

B. Status of Proposed FY2016-2017 Budget.


Commissioner Snyder reported on a meeting held on June 6, 2014 with the Nevada Attorney General, her staff, and Shannon Chambers from the Department of Business and Industry concerning the proposal in the upcoming budget for the agency to hire its own attorney in lieu of using the Attorney General's Office for legal advice. Also presented was a brief summary of the allocations and number of hours of legal services used for the last several years, along with other advantages to using the Attorney General's Office that were mentioned during the June 6, 2014. Specifically the "Commissioner mentioned that the hours used in the last two years was less than 800 hours per year and that the coming year's allocation is to drop from \$188,000 per year to just \$85,000 per year. Commissioner Snyder reported that if the agency were to keep its annual hours used under 857 hours then over time using the Attorney General's Office would be no more expensive than hiring its own in-house counsel. Upon consensus, the Board directed the Commissioner to draft a letter to send to Business and Industry staff, requesting that the Budget Decision Unit and associated Bill Draft Request not be included in the upcoming FY 2016-17 budget and that the agency would instead prefer to continue using the Attorney General's Office for its legal services. Commissioner Snyder stated that he would request monthly reports in the future in order for the agency to track its usage and that Scott Davis and he would review the usage logs for the past two years to determine what tasks might instead be done by EMRB staff.

- C. Nevada Law Library on CD.
Commissioner Snyder reported that per the direction of the Board he and Deputy Attorney General Davis had met and discussed the numbering scheme for both orders and cases. They agreed it was best to leave the numbering scheme as is for the orders but to have a new numbering scheme for cases that would begin in calendar year 2015. At that time cases would be numbered YY-###. For instance, the first case in 2015 would be 15-001.
- D. Other Administrative Matters.
None.

Item 9 Items for Future Agendas.
None.

Item 10 Public Comment.
No public comment was offered.

Respectfully submitted,



Bruce K. Snyder
EMRB Commissioner